PTO/SB/05 (08-03)
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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

-	spond to a collection of inform	ation unless it displays a valid OMB control number
	Attorney Docket No.	PC809.00 / 31132.42
	First Inventor	Lukas Eisermann
	Title	ARTICULAR DISC PROSTHESIS FOR TRANSFORAMINAL INSERTION
	Express Mail Label No.	EV 333437110 US

See MPEP	APPLICATION ELEMENTS Chapter 600 concerning utility patent application contents.	Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450							
2. Application (Subm Application Applicati	Fransmittal Form (e.g., PTO/SB/17) init an original and a duplicate for fee processing) cant claims small entity status. 37 CFR 1.27. ification [Total Pages53] med arrangement set forth below) criptive title of the invention ss Reference to Related Applications ement Regarding Fed sponsored R & D erence to sequence listing, a table, computer program listing appendix kground of the Invention f Summary of the Invention f Description of the Drawings (if filed)	7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) 8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. Computer Readable Form (CRF) b. Specification Sequence Listing on: i. CD-ROM or CD-R (2 copies); or ii. Paper c. Statements verifying identity of above copies							
	ailed Description	ACCOMPANYING APPLICATION DADTS							
- Clair		ACCOMPANTING APPLICATION PARTS							
4. Draw 5. Oath or De a. Ne b. Co (fo i	ollowing the title, or in an Application Data Sheet under 3 inuation Divisional Continual information: Examiner	uation-in-part (CIP) of prior application No.: Art Unit: he prior application, from which an oath or declaration is supplied under Box							
	10 COPPESSONI	DENCE ADDRESS							
	19. CORRESPONI	JENCE ADDRESS							
Custor	Customer Number: 27683 OR Correspondence address below								
Name	David M. O'Dell .								
· · · · · · · · · · · · · · · · · · ·		<u></u>							
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City	Dallas	State TX Zip Code 75202							
Country		elephone 214-651-5000 Fax 214-200-0853							
		214-200-0855							
Name (Print/Type) David M. 99ell Registration No. (Attorney/Agent) 42,044									
Signature		Date 2-6-04							

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Under the Paperwork Reduction Act of 1995, no persons are require	ed to r	espond (U.S. Patent and I	Approved for use through 07/31/2006. ON Frademark Office: U.S. DEPARTMENT OF	COMMERCE		
EEE TOANSMITTA	1		Complete if Known				
FEE TRANSMITTA	Application Number		cation Number				
for EV 2004		Filing Date					
for FY 2004		First Named Inventor		Lukas Eisermann			
Effective 10/01/2003. Patent fees are subject to annual revision.		Examiner Name					
Applicant claims small entity status. See 37 CFR 1.27	Art Unit		nit				
TOTAL AMOUNT OF PAYMENT (\$) 1,000.00		Attorney Docket No.		PC809.00 / 31132.42	•		
METHOD OF PAYMENT (check all that apply)			FEE C	ALCULATION (continued)			
Check Credit card Money Other None	3. ADDITIONAL FEES						
Deposit Account:	Large Entity Small Entity						
Deposit 00 4004	Fee Code	Fee (\$)	Fee Fee Code (\$)	Fee Description	Fee Paid		
Number	1051	130	2051 65 Sur	charge - late filing fee or oath			
Deposit Account Haynes and Boone, LLP	1052	50		charge - late provisional filing fee or er sheet			
Name The Director is authorized to: (check all that apply).	1053	130		n-English specification			
Charge fee(s) indicated below Credit any overpayments		2,520		filing a request for ex parte reexamination			
Charge any additional fee(s) or any underpayment of fee(s)	1804	920*	. 1804 920* Red Exa	questing publication of SIR prior to			
Charge fee(s) indicated below, except for the filing fee	1805	1,840*		questing publication of SIR after			
to the above-identified deposit account.	1251	110	,	aminer action tension for reply within first month			
FEE CALCULATION	1252			tension for reply within second month			
1. BASIC FILING FEE Large Entity Small Entity	1253			tension for reply within third month			
Fee Fee Fee Fee Pead Fee Paid Code (\$) Code (\$)	1254	1,480	2254 740 Ext	tension for reply within fourth month			
1001 770 2001 385 Utility filing fee	1255	2,010	2255 1,005 Ext	tension for reply within fifth month			
1002 \; 340 2002 170 Design filing fee 770.00	1401	330	2401 165 No	tice of Appeal			
1003 530 2003 265 Plant filing fee	1402	330	2402 165 Fili	ng a brief in support of an appeal			
1004 770 2004 385 Reissue filing fee	1403	290	2403 145 Red	quest for oral hearing			
1005 160 2005 80 Provisional filing fee	1451	1,510	1451 1,510 Pet	tition to institute a public use proceeding			
SUBTOTAL (1) (\$) 770.00	1452	110	2452 55 Pet	tition to revive - unavoidable			
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1453	1,330	2453 665 Pe	tition to revive - unintentional			
Fee from		1,330		lity issue fee (or reissue)			
Extra Claims below Fee Paid Total Claims 28 -20** = 8 x 18 = 144.00	1502			sign issue fee			
Independent 4 - 3** = 1 x 86 = 86.00	.1503			ant issue fee			
Multiple Dependent	1460		• •	titions to the Commissioner			
Large Entity Small Entity	1807		· · ·	ocessing fee under 37 CFR 1.17(q)			
Fee Fee Fee Fee Description			Pos	cording each patent assignment per	-		
Code (\$) Code (\$) 1202 18 2202 9 Claims in excess of 20	8021		pro	perty (times number of properties)	·		
1201 86 2201 43 Independent claims in excess of 3	1809	770		ng a submission after final rejection ' CFR 1.129(a))	. 0		
1203 290 2203 145 Multiple dependent claim, if not paid	1810	770	2810 385 For	r each additional invention to be			
1204 86 2204 43 ** Reissue independent claims over original patent	180	.: 1 770		amined (37 CFR 1.129(b)) equest for Continued Examination (RCE)			
1205 18 2205 9 ** Reissue claims in excess of 20	1802			equest for expedited examination	 .		
and over original patent		.*	of	a design application			
SUBTOTAL (2) (\$) 230.00		r fee (sp	ecify)	oriel .			

SUBMITTED BY					(Complete (if applicable))		
Name (Print/Type)	David M O Dell	Registration No. (Attorney/Agent)	42,044	Telephone	214-651-5000		
Signature	MUNIC			Date	2-6-04		

*Reduced by Basic Filing Fee Paid

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**or number previously paid, if greater; For Reissues, see above

SUBTOTAL (3)

(\$) 0.00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Eisermann et al.

Group Art Unit: Unknown

Serial No. Unknown

Examiner: Unknown

Filed: Herewith

For: ARTICULAR DISC PROSTHESIS FOR TRANSFORAMINAL INSERTION

EXPRESS MAIL CERTIFICATE

Mail Stop Patent Application **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450

Express Mail Number: EV 333437110 US

Date of Deposit: February 6, 2004

I hereby certify that the following attached papers and fee:

- 1. Utility Patent Application Transmittal;
 - 2. Fee Transmittal (in duplicate);
 - 3. Application Data Sheet;
 - 4. Patent Application consisting of 48 pages of specification, 28 claims and 1 page Abstract of Disclosure;
 - 5. Fourteen (14) drawing sheets;
 - 6. Executed Power of Attorney;
 - 7. Check in the amount of \$1,000.00; and
 - 8. Return Postcard

are being deposited with United States Postal Service "Express Mail Post Office to Addressee" to the Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Bonnie Boyle

Typed or Printed Name

Signature

R-66264.1